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Practitioner's Docket No. 791_056 DIV

PATENT

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4/25/02

NEW APPLICATION TRANSMITTAL

Box Patent Application
Assistant Commissioner for Patents
Washington D.C. 20231

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to Box Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231 on February 8, 2002 under "EXPRESS MAIL" mailing label number EL872579422US.

Elizabeth A. VanAntwerp

Transmitted herewith for filing is the patent application of:

Inventor 1: Hiroshi NEMOTO
Address: 126-401, Myoen-Cho, Minami-Ku
Nagoya-City, Aichi-Prefecture 457-0022
Japan

Inventor 2: Michio TAKAHASHI
Address: 2-201, 1-34-1, Gunsui-Cho, Mizuho-Ku
Nagoya-City, Aichi-Prefecture 467-0059
Japan

Inventor 3: Kenshin KITO
Address: 1-111, 4-11, Hosone
Narumi-Cho, Midori-Ku
Nagoya-City, Aichi-Prefecture 458-0827
Japan

TITLE: LITHIUM SECONDARY BATTERY

1. Type of Application

This is a request for filing a *DIVISIONAL APPLICATION* under 37 C.F.R. §1.53(b), of pending prior application:

Serial No.: 09/348,530, Prior Art Unit: 1745
Filed: July 7, 1999, Prior Examiner: Alejandro, R.
Title: LITHIUM SECONDARY BATTERY
Inventors: Hiroshi NEMOTO, Michio TAKAHASHI and Kenshin KITO.

2. Papers Enclosed

A. Required for filing date under 37 CFR 1.53(b) (Regular) are:

34 Page(s) of Specification
3 Page(s) of Claims
1 Page(s) of Abstract
0 Sheets of Formal Drawings (No Figures)

J1050 U.S. PTO
10/07/1664
02/08/02

B. Other Papers Enclosed

- ☒ A Patent Application Bibliographic Data Sheet
- ☒ A copy of the Declaration and Power of Attorney from the prior application
- ☐ A Preliminary Amendment
- ☒ Information Disclosure Statement
- ☒ Form PTO-1449

3. The correspondence address for this application is: Customer No.: 025191

Telephone: (315) 233-8300
Facsimile: (315) 233-8320

Electronic Mail: vananl@macklaw.com

4. Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)

- ☐ Applicants hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.
- ☐ Applicants hereby request that the attached application **not** be published under 35 U.S.C. 122(b).

5. ☒ Amend the specification by inserting, after the title and before the first line, the paragraph:

--CROSS REFERENCE TO RELATED APPLICATION

This application is a division of U.S. Application Serial No. 09/348,530, filed July 7, 1999, now allowed, the entirety of which is incorporated herein by reference.--

6. Relate Back**A. 35 U.S.C. 119(e)**

- ☐ Priority of provisional application Serial No. _____ filed _____, is hereby claimed under 35 U.S.C. §119(e).

B. 35 U.S.C. 120, 121 and 365(c)

- ☒ Priority of said prior application 09/348,530, filed July 7, 1999, is hereby claimed under 35 U.S.C. §120.

C. 35 U.S.C. 119 Priority Claim for Prior Application

- ☒ Priority of foreign application(s) is hereby claimed under 35 U.S.C. §119 as follows:

<u>Country</u>	<u>Application Number</u>	<u>Filing Date</u>
Japan	10-197,853	July 13, 1998
Japan	10-331,449	November 20, 1998

- ☒ Certified copies of the above corresponding foreign applications were filed in prior application Serial No. 09/348,530 on July 7, 1999.

7. Declaration or Oath (including Power of Attorney)

The power of attorney in the prior application is to Stephen P. Burr, Reg. No. 32,970:

- ☐ The power appears in the New Power of Attorney form filed herewith.
☒ A copy of the power in the prior application is enclosed.
☐ Power filed in the previous case - no new power is necessary.

8. Assignment

The prior application is assigned of record to NGK Insulators, Ltd. at Reel 010101,
 Frame(s) 0816-0818 (recorded July 7, 1999).

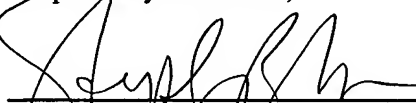
9. The filing fee has been calculated as shown below:

Basic Filing fee (37 CFR §1.16(a))				\$ 740.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	10 - 20 =	0	× \$ 18.00	
Independent Claims	4 - 3 =	1	× \$ 84.00	\$ 84.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$280.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 824.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				
TOTAL FEES DUE =				\$ 824.00

10. Payment of Fees and Authorization to Charge Additional Fees or Credit Overpayment

- ☒ A check in the amount of \$824.00 is enclosed.
☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446. A duplicate copy of this sheet is enclosed.
☒ Any additional filing fees required under 37 CFR 1.16.
☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,



 Stephen P. Burr
 Reg. No. 32,970

February 8, 2002

 Date

SPB/eav

BURR & BROWN
 P.O. Box 7068
 Syracuse, NY 13261-7068

Customer No.: 025191
 Telephone: (315) 233-8300
 Facsimile: (315) 233-8320